

of the remains of the late Stephen F. Austin, for interment in the State burial ground at the city of Austin ; read first time.

Mr. Wilson moved to adjourn until 10 o'clock to-morrow morning ; carried by the following vote :

YEAS—Messrs. Armstrong, Bogart, Dancy, Davis, Day, Gray, Hart, Kinney, Meuseback and Wilson—10.

NAYS—Messrs. Bigelow, Burks, Duggan, Eddy, Grimes, Hill, Scott and Truit—8.

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FRIDAY, January 2, 1852.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Baggerly—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Duggan presented the petition of Fredric Foy ; referred to the committee on Public Debt.

Mr. Davis, chairman of the committee on the Militia, to which was referred a bill to create the sixth Military Divison ; and a bill supplementary to an act to regulate the pay of volunteers in the service of Texas in the year 1842, approved December 3d, 1850, reported the same back to the Senate and recommended their passage.

Mr. Gray, chairman of the committee on the Judiciary, to which was referred a bill for the relief of settlers residing near the eastern boundary line of Texas before the same was established, reported the same back to the Senate, and recommended its passage with the following amendments :

First. Change the title so as to read “an act providing a mode of establishing certain land certificates conditionally recommended for patent.”

Second. Amend by striking out all between the words “district court,” in twelfth line of 1st section, and the words “shall be submitted,” in sixteenth line, and insert “of the county where the certificate was issued, describing the original certificate and alleging that it was conditionally recommended by the commissioners appointed to detect fraudulent land certificates ; and also, the place of residence of the applicant at the time of its issuance, and that he resided within the limits of Texas and was a citizen thereof ; which petition shall be verified by affidavit of the applicant, and together with the proof necessary to establish the facts alleged.”

Third. Insert "Section 2. It shall be the duty of the district attorney to defend such suits, for which he shall be entitled to a fee of ten dollars; or in his absence or inability to attend, the court shall appoint some competent attorney to defend the same, who shall be entitled to the same fee, and such fee together with all costs incurred shall be adjudged against and paid by the applicant in all cases."

Mr. Wilson, chairman of the committee on Education, reported back a bill to incorporate Galveston College, and recommended its passage.

Mr. Bogart introduced a bill to authorize John Nelson, Andrew Stapp, Leroy Clement, and such other persons as they may choose, to construct a bridge across the east fork of Trinity river, &c.; read first time.

Mr. Hill introduced a bill to extend the provisions of an act to provide for ascertaining the debt of the late Republic of Texas, approved March 20, 1848; read first time.

Mr. Merriman introduced a bill providing for the payment of sheriffs for attendance on the supreme court; read first time.

Mr. Duggan introduced a bill to incorporate the Goliad Bridge company; read first time.

Mr. Armstrong introduced a bill making an appropriation to pay Joab B. Harrell, sheriff of Williamson county, for taking a convict to the Penitentiary; read first time.

Mr. Eddy offered the following resolution:

*Resolved*, That the committee on the Judiciary be respectfully requested to examine into the propriety of fixing some uniform rate of fees to be charged by commissioners for taking depositions under the provisions of an act approved May 8, 1846, and report by bill or otherwise.

### ORDERS OF THE DAY.

A bill for the relief of John W. King, together with the report of the majority of the committee on Public Debt, recommending its rejection was read.

On motion of Mr. Davis, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK, P. M.

Senate met—roll called—quorum present.

A bill for the relief of John W. King, with the report of the majority of the committee on Public Debt, being under discussion when the Senate adjourned, was again taken up.

Mr. Gray moved to lay the report on the table; lost.

The report was then adopted by the following vote:

YEAS—Messrs. Armstrong, Bogart, Burks, Dancy, Davis, Day, Eddy, Gray, Grimes, Hart, Meusebach, Reaves, Scott and Truit—15.

NAYS—Messrs. Bigelow, Duggan, Hill, Kinney, Merriman, Parker, Sterne and Wilson—8.

A bill requiring the holders of the liabilities of the late Republic of Texas for which the revenues of the said Republic were specially pledged, to file releases with the government of the United States; read;

Mr. Hart moved to amend the bill by striking out "three months," and inserting "two years."

A division of the question being called for, the motion to strike out was put and carried.

Mr. Hart moved to fill the blank with "two years;" lost by the following vote:

YEAS—Messrs. Day, Gray, Grimes, Hart, Kinney, Scott, Taylor, Truit and Wilson—9.

NAYS—Messrs. Armstrong, Bigelow, Bogart, Burks, Dancy, Davis, Duggan, Eddy, Hill, Merriman, Meusebach, Parker, Reaves and Sterne—14.

Mr. Parker moved to fill the blank with the following words, "six months after the United States shall have released to the State of Texas, the reserved five millions of dollars, and place said bonds at the disposal of the State of Texas."

Mr. Taylor moved the indefinite postponement of the bill.

On motion of Mr. Davis, a call of the Senate was made.

A message was received from the House, informing the Senate that the House had concurred in the amendments of the Senate to a bill better defining the boundaries of Denton county; also, that the House had passed a bill originating in the Senate, to provide for services of process from justice's courts in certain cases, with an amendment;

Also, that the House had passed the following bills, originating in that body, to wit:

A bill granting relief to certain pre-emption claimants, by extending the time within which said claimants are required by the 2nd section of an act, passed January 22, 1845, granting to settlers on vacant public domain pre-emption privileges, to have the land including their improvements covered with a valid certificate;

A bill for the relief of the heirs at law of William Wilkinson, deceased;

A bill for the relief of William Welch, of Limestone county;

A bill for the relief of Martha C. Lee.

A bill for the relief of Benjamin Hubert ; and

A bill to incorporate the town of Mount Vernon, in Titus county.

On motion of Mr. Davis, the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, January 3, 1852.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Smith—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Taylor, chairman of the committee on Private Land Claims, reported back a bill for the relief of James McWilliams, and recommended its passage.

Mr. Reaves, chairman of the committee on Engrossed Bills, reported the following bills correctly engrossed, to wit :

A bill better to define the limits of the Milam land district ;

A bill declaring the Little Cypress Bayou a navigable stream ;

A bill for the relief of the heirs of E. J. W. Lowery ;

A bill supplementary to an act to authorize the commissioner of the General Land Office to issue patents on certificates issued by the board of land commissioners of Robertson county, approved 5th February, 1850 ; and

Joint resolution for the relief of the company commanded by Captain William Becknell, in the year 1837.

Mr. Hill made the following report :

The committee on Public Debt, having considered the petition of Fredric Foy, representing the loss of military draft No. 5712, issued in the name of E. W. Collins, for two hundred and five dollars and fifty cents, dated October 26, 1837 ; and being satisfied that said Foy was the owner of said draft, when lost in February, 1838, and that the evidence of said loss was filed in the Treasury Department soon after, have instructed me to report the accompanying bill, and recommend its passage.

A bill for the relief of Frederic Foy ; read first time.

Mr. Parker made the following report :

SENATE CHAMBER, January 3, 1852.

To the Hon. J. W. HENDERSON,

*President of the Senate :*

The undersigned, one of the select committee to whom was referred a bill entitled an act to amend an act approved Novem-